

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF IDAHO

COURTS  
2000/03/11 P 1:41  
S&V  
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IDAHO

In Re )  
 ) Chapter 7  
Irwin, James G. & Billie )  
K., ) Case No. 98-20059  
 )  
Debtor(s). ) OBJECTION TO CLAIM AND NOTICE  
\_\_\_\_\_ )

TO: Oxarc Inc.  
c/o Nat'l Assoc. of Credit Management  
P. O. Box 2606  
Spokane WA 99220

**NOTICE**

YOU ARE HEREBY NOTIFIED that the Trustee has objected to the allowance of your claim No. 3, filed on the 24th day of March 1999, in the amount of \$5,513.40, Account No. 8155.

YOU ARE FURTHER NOTIFIED that if you wish to contest the Trustee's objection to your claim, a written reply to the objection must be filed in duplicate within fifteen (15) days from the date this objection is mailed. File the original (1) with the Clerk U. S. Bankruptcy Court, U. S. Federal Building, Room #214, 205 N. 4th St., CDA Idaho 83814; and (2) a copy with the Trustee.

YOU ARE FURTHER NOTIFIED that if the objection is a matter which can be corrected by filing an amended claim, you may do so prior to the expiration of the fifteen (15) day period. Failure to file a written reply will result in the Trustee requesting that the Court enter an order disallowing the claim to the extent objected to.


**OBJECTION**

- ( ) Proof of claim is alleged to be based on a writing; no supporting documents attached to proof of claim; claim should be disallowed for distribution.
- ( ) Claimant not entitled to postpetition interest; claim should be allowed in the amount of \$
- ( ) No signature on claim and should be disallowed for distribution.
- ( ) Claimant not entitled to priority under 11 U.S.C. §507; claim should be allowed as unsecured.

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- ( ) Claim is a duplication of Claim No. # and should be disallowed for distribution.
- ( ) Claim exceeds the amount entitled to priority under 11 U.S.C. §507; \$ should be allowed as unsecured with the balance to be allowed as priority.
- (x) No evidence provided to show assignment of claim and should be disallowed for distribution.
- ( ) Supporting documents attached to claim do not show perfected security interest; claim should be allowed as unsecured.
- ( ) Supporting documents attached to claim indicate a perfected security interest; claim can be recovered from secured property. Therefore, claim should be disallowed for distribution.
- ( ) Proof of claim was not timely filed; last day to file claims was #; claim should be disallowed.
- ( ) There is no class designation as to priority, secured, and unsecured. Claim should be disallowed for distribution.
- ( ) Claimant has amended Claim No. # by filing Claim No. #, a valid claim. Therefore, Claim No. # should be replaced by Claim No. #.

DATED: August 8, 2000

  
\_\_\_\_\_  
Ford Elsaesser, Trustee  
P. O. Box 2220  
Sandpoint, ID 83864  
(208)263-8871

#### **CERTIFICATE**

The undersigned hereby certifies that a copy of the document on which this appears was mailed this date to the named creditor, debtor, the debtor's attorney, and the U. S. Trustee at the addresses shown, and that the same was deposited by me in the regular U. S. Post Office, at Sandpoint, Idaho, postage prepaid.

U. S. Trustee  
P. O. Box 110  
Boise ID 83701

James & Billie Irwin  
P. O. Box 276  
Kellogg ID 83837

Harold Smith  
P. O. Box 2083  
CDA ID 83816

DATED: 8/10/00

  
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